

# CROSS FIRE ON ACCUSER IS DEVERY'S CHIEF DEFENSE.

Policeman O'Neill, on the Witness-Stand, Is Subjected to a Cross-Examination Intended to Break the Force of His Testimony.

Policeman Edward O'Neill, for the breaking and bullying of whom Deputy Police Commissioner Devery is now being examined before Justice Holbrook, in the Court of Special Sessions, was put on the witness stand this morning by Assistant District-Attorney Gans. O'Neill stepped up briskly and was sworn. As he sat face to face with Deputy Commissioner Devery, the "Big Chief" eyed him cautiously.

His eyes flashed fire and a look of contempt crept over his face. O'Neill sank down in the chair and gave his evidence deliberately and calmly. Mr. Gans said he had only one question to ask.

"Did you at any time tell Commissioner Devery that you had drawn a pistol on Hollander or any of his family without provocation?"

Devery waited for the proceedings to begin. (Sketches in Court by an Evening World artist.)

Devery listening to his lawyers. (Sketches in Court by an Evening World artist.)

Protest followed from Mr. Elkus, but the witness was allowed to answer "No."

Elkus After O'Neill.

Mr. Elkus then took O'Neill in hands. He told of his being dismissed from the force and in reply to a question said that some time after his dismissal until a week ago he was employed by the Avenue, a political organization.

He made speeches for them, he said, at \$5 and \$10 apiece. The Citizens' Union paid him for this work.

He did other work for the Avenue since election, for which Mr. Gans, of the Merchants' Association paid \$25 a week.

"Are you employed now?" he was asked.

"Yes, by the American Britannia Company."

"While you were unemployed what did you exist on?"

"I was living on my money," shouted the witness, raising his voice.

No Fine Imposed.

"Were you fined in 1891 for not looking for a thief when asked to do so?"

"I object," cried Mr. Gans.

"I am attacking the witness's credibility," said Mr. Elkus.

O'Neill leaned over and began talking to the District-Attorney, objecting to answer the question.

"Wait a moment," cried Mr. Elkus. "You are not running this court and you are not making speeches."

O'Neill blushed and subsided.

There was a wrangle between counsel as to the advisability of such evidence. The Court ruled that the examination was proper.

Mr. Elkus went back to the first complaint made against the witness. He went through the entire record, reaching every charge, and asked the witness was tried him on each charge and the disposition of the case.

"Do you remember a complaint against you made on May 19, 1891, for failing to report?" asked Mr. Elkus.

"Failure to report what?" demanded O'Neill.

"A dead cat," replied the lawyer, and everybody in the room, including Devery, laughed heartily.

Fined by Roosevelt.

Mr. Elkus tried to refresh the witness's mind on a certain charge of improperly patrolling his duty.

"Who fined you on this occasion?" he was asked.

"Roosevelt," replied O'Neill.

"You were fined?"

"Yes, sir."

"That's one of the cases of persecution he complains about," remarked Mr. Elkus in a loud voice.

When asked about the charge of ill-treating his horse O'Neill denied that he was fined one day's pay on this point and the witness replied hotly that he had not been fined.

All Others Closed.

O'Neill was asked if Hollander's store was the only place doing business on his lot the Sunday he made the arrest. He was asked about the bakery,

DEVERY WAITING FOR THE PROCEEDINGS TO BEGIN. (Sketches in Court by an Evening World artist.)

Police Are Chagrined for Allowing McMahon to Go with a \$2 Fine.

TELL OF HIS SWINDLES.

Say He Duped Women by the Score—Letter Found on Him Reveals Scheme.

The police are chagrined because they believe a clever swindler wanted by Police Headquarters for more than a year has slipped through their fingers. This is how it happened:

John J. McMahon, a middle-aged, well-dressed man, who said he lived at No. 63 Pacific street, Brooklyn, was arraigned in the Gates Avenue Court today, charged with peddling goods without a license. He was fined \$2, which he paid and departed.

The police say that McMahon's game was to call on women and leave a book containing samples of fine dress goods, rich laces and so on. The prices appended were remarkably low, and when women commented on this fact he was always ready with a plausible excuse.

Next day McMahon would return and invariably leave with an order and some cash payment from the women. They would never see him again.

Yesterday E. N. Smith, of No. 182 Hancock street, whose wife had been swindled in this manner, pointed McMahon out to Policeman Edward McGrath, and McMahon was locked up in the Gates Avenue Court.

As soon as Police Headquarters in this city heard of McMahon's arrest they warned the Brooklyn police to hold him, as they believed he was the man they had been hunting more than a year.

McMahon is believed to have been the head and front of a concern called the German-American Marine Company, which advertised relics in the shape of valuable rings, carpets and other furnishings alleged to have been saved from the steamships Sault and Bremen at the time of the disastrous fire at the North German Lloyd Company's pier in Hoboken.

No one appeared to prosecute McMahon today and he was let go with a \$2 fine.

Following is a partial copy of a letter found on McMahon:

PORT OF LEITH CLUB, LTD. LEITH, Sept. 16, 1901.

My Dear Jack:

I have this day placed in the hands of one whom I presume to be your friend, namely, Miss Hodges, some five with a price list that I think would be a gigantic success in various cities that I have a knowledge of—that is to say, if the game has not been already played.

My own opinion and experience is that it has not been worked on your side. And as the articles are serviceable to any purchaser it should be such.

Notice me to be your hard-hearted but fond brother.

JAMES McMAHON.

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## LET BIG GAME FLUTTER OFF

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## WEATHER MAN IN ANOTHER SLIP-UP.

Dropping Ice Package, He Steps on it; Then Sidewalk Steps on His Neck.

Weather Forecaster Emery has slipped.

Slipped on his own ice. Broke his collar bone, legs. We are sorry he broke his collar bone.

It was this way. He was going home to No. 129 Prospect Park West, Brooklyn.

All Brooklyn was asleep. It was 5 o'clock in the evening. Under his arm Mr. Emery carried bundles.

They were bundles of weather. He had snow, rain, sunlight, frost and fog in the bundles.

Also ice. He was taking the weather home to mix it.

Mr. Emery is a great weather mixer. But he won't mix any weather for some time to come.

As we said, Brooklyn was asleep. Mr. Emery plodded along. The wind sighed softly through the trees.

The low loudly hum of the trolley car was all that broke the stillness. Forecaster Emery was lost in thought. Suddenly something terrible happened. He dropped the ice.

Then he stepped on it. Then the sidewalk stepped on his neck. He felt a sharp pain.

Bundles of weather flew in every direction. They broke open and got together, forming a weather mush.

Which accounts for the mushy weather we are having today.

## DENIES CHARGES OF ILL-TREATMENT.

MR. HOLMES DEFENDS HUDSON COUNTY FREEHOLDERS.

Says Small-Pox Patients Put in a Tent Didn't Suffer.

In reply to the published criticisms of the Hudson County Board of Freeholders, who were charged with inhumanity and neglect in packing a lot of small-pox patients under a tent at Snake Hill, where a heavy storm partially smothered the tent, Michael B. Holmes, director of the board, said today that the story printed was unjust to the board.

He said that the board had undertaken to build a new hospital for small-pox patients before the inclement weather set in. As there was no site suitable except that on which the old hospital stood, this building was burned down. A tent was improvised, the advice of physicians being that the patients would be better off in the open air than in the unsanitary conditions obtaining in the old hospital.

He denied that the storm blew the tent down and that the patients were wet by the rain. He said that members of the board went to the hospital tent and themselves assisted in remedying the damage that had been done. He also said that the death rate of those in the tent hospital was only 3 per cent, whereas in other hospitals the rate was more than 20 per cent.

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## DIED ON HER WAY TO WORK

Margaret B. Daly, a Stenographer, Fell in the Street.

DOCTOR WAS TOO LATE.

Young Woman Was Already Dead When He Reached Her Side.

Margaret B. Daly, a stenographer, employed by the Fuller Express Company at No. 188 Chambers street, dropped dead at Centre and Chambers streets at 8 o'clock this morning.

Miss Daly was on her way to work. She had left her boarding-house, at No. 124 Hicks street, Brooklyn, with a companion, Miss Jennie Baker. As the doctor's car for the engine-house just opposite the bridge entrance Miss Daly fell to the sidewalk.

Policeman John Jordan, of the City Hall squad, took her in his arms and carried her into the engine-house. The girl said nothing after the spoon reached her and was dead when the Hudson Street Hospital surgeon arrived.

Miss Daly was thirty years old, a rather fine-looking woman, and she had been exceedingly well dressed. She had been employed at the express company for six months. It was said there that she had heart trouble and had been under a doctor's care for some time. Nothing was known of her relatives, but a Mrs. E. H. White, of Lexington, Ky., whose address was found in one of the girl's letters, was telegraphed for. The body is at the Morgue.